

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO**

IN RE:

ROLANDO A ALBARRACIN
ZULMA GOMEZ RIVERA

DEBTOR(S)

CASE NUMBER: 11-02119 ESL

CHAPTER 13

MOTION TO INFORM AMENDED PLAN

TO THE HONORABLE COURT:

NOW COMES the debtor, through the undersigned attorney, and very respectfully alleges and prays:

1. That today the debtor is filing an amended chapter 13 repayment plan.
2. That the reason for amendment is to adjust debtors payment schedule and eliminate provision from garnish funds and assume lease with First Leasing.

WHEREFORE, it is respectfully requested to this Honorable Court to take notice of the aforementioned.

RESPECTFULLY SUBMITTED.

I HEREBY CERTIFY that a true and exact copy of the foregoing motion has been filed electronically with the Clerk of the Court using CM/ECF systems which will send notification of such to the Chapter 13 Trustee, and we sent copy of this document through regular mail to debtor (s) and all non CM/ECF participants interested parties to their addresses listed on the master address list.

In San Juan, Puerto Rico this 4th day of June of 2011.

JPC LAW OFFICE

Jose M Prieto Carballo, Esq
P.O. Box 363565
San Juan, P.R. 00936-3565
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jpc@jpcclawpr.com

By: /s/ Jose M Prieto Carballo, Esq.

**United States Bankruptcy Court
District of Puerto Rico**

IN RE:

Case No. 11-02119-13

ALBARRACIN, ROLANDO A & GOMEZ RIVERA, ZULMA

Chapter 13

Debtor(s)

CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: _____

☒ AMENDED PLAN DATED: 6/04/2011

☐ PRE ☐ POST-CONFIRMATION

Filed by: ☒ Debtor ☐ Trustee ☐ Other

I. PAYMENT PLAN SCHEDULE

\$ 1,200.00 x 2 = \$ 2,400.00
\$ 725.00 x 25 = \$ 18,125.00
\$ 1,200.00 x 33 = \$ 39,600.00
\$ _____ x _____ = \$ _____
\$ _____ x _____ = \$ _____

TOTAL: \$ 60,125.00

Additional Payments:

\$ _____ to be paid as a LUMP SUM
within _____ with proceeds to come from:

☐ Sale of Property identified as follows:

☐ Other:

Periodic Payments to be made other than, and in
addition to the above:

\$ _____ x _____ = \$ _____

PROPOSED BASE: \$ 60,125.00

**III. ATTORNEY'S FEES
(Treated as § 507 Priorities)**

Outstanding balance as per Rule 2016(b) Fee
Disclosure Statement: \$ 2,634.00

Signed: /s/ ROLANDO A ALBARRACIN
Debtor

/s/ ZULMA GOMEZ RIVERA
Joint Debtor

II. DISBURSEMENT SCHEDULE

A. ADEQUATE PROTECTION PAYMENTS OR \$ _____

B. SECURED CLAIMS:

☐ Debtor represents no secured claims.

☒ Creditors having secured claims will retain their liens and shall be paid as follows:

1. ☒ Trustee pays secured ARREARS:

Cr. <u>BPPR</u>	Cr. <u>SCOTIABANK</u>	Cr. _____
# <u>71010014564390</u>	# <u>0001333309</u>	# _____
\$ <u>1,000.00</u>	\$ <u>100.00</u>	\$ _____

2. ☐ Trustee pays IN FULL Secured Claims:

Cr. _____	Cr. _____	Cr. _____
# _____	# _____	# _____
\$ _____	\$ _____	\$ _____

3. ☐ Trustee pays VALUE OF COLLATERAL:

Cr. _____	Cr. _____	Cr. _____
# _____	# _____	# _____
\$ _____	\$ _____	\$ _____

4. ☐ Debtor SURRENDERS COLLATERAL to Lien Holder:

5. ☐ Other:

6. ☒ Debtor otherwise maintains regular payments directly to:

BPPR SCOTIABANK

C. PRIORITIES: The Trustee shall pay priorities in accordance with the law.
11 U.S.C. § 507 and § 1322(a)(2)

D. UNSECURED CLAIMS: Plan ☐ Classifies ☒ Does not Classify Claims.

1. (a) Class A: ☐ Co-debtor Claims / ☐ Other: _____
☐ Paid 100% / ☐ Other: _____

Cr. _____	Cr. _____	Cr. _____
# _____	# _____	# _____
\$ _____	\$ _____	\$ _____

2. Unsecured Claims otherwise receive PRO-RATA disbursements.

OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.)
FAILURE TO TIMELY OBJECT TO THIS PLAN BY A CREDITOR CONSTITUTES A WAIVER
OF THE EQUAL MONTHLY AMOUNT METHOD OF PAYMENT 11 USC 1325 (a)(5).

ATTORNEY'S FEES WILL BE PAID AHEAD OF SECURED CREDITORS PER 11 USC 330.

Attorney for Debtor Jose Prieto

Phone: (787) 607-2066

Debtor(s)

CHAPTER 13 PAYMENT PLAN
Continuation Sheet - Page 1 of 1

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Executory Contracts - Assumed:

FIRST BANK PUERTO RIC

Label Matrix for local noticing 0104-3 Case 11-02119-ESL13 District of Puerto Rico Old San Juan Sat Jun 4 12:49:41 AST 2011	SCOTIABANK PR CARDONA-JIMENEZ LAW OFFICE PSC PO BOX 9023593 SAN JUAN, PR 00902-3593	eCAST Settlement Corporation POB 29262 New York, NY 10087-9262
US Bankruptcy Court District of P.R. U.S. Post Office and Courthouse Building 300 Recinto Sur Street, Room 109 San Juan, PR 00901-1964	Att Wireless Po Box 192830 San Juan, PR 00919-2830	B-Line, LLC MS 550 PO Box 91121 Seattle, WA 98111-9221
BANCO POPULAR DE PUERTO RICO BANKRUPTCY DEPARTMENT PO BOX 366818 SAN JUAN PR 00936-6818	BPPR PO BOX 366818 San Juan, PR 00936-6818	Bank Of America Po Box 17054 Wilmington, DE 19850-7054
Citifinancial Plus Bspl3a Baltimore, MD 21202	DEPARTAMENTO DE HACIENDA PO BOX 9024140 SAN JUAN, PR 00902-4140	FIA Card Services, NA as successor in interest Bank of America NA and MBNA America Bank 1000 Samoset Drive DE5-023-03-03 Newark, DE 19713-6000
FIRST BANK BANKRUPTCY DIVISION PO BOX 9146 SAN JUAN PR 00908-0146	First Federal Savings Auto Leasing San Juan, PR 00908	Fst Revenue 4500 Cherry Creek Dr Ste Denver, CO 80246-1518
Gemb/walmart Po Box 981400 El Paso, TX 79998-1400	Lvnv Funding Po Box 740281 Houston, TX 77274-0281	RG PREMIER BANK NOW SCOTIABANK DE PUERTO RICO ISMAEL H. HERRERO III P O BOX 362159 SAN JUAN PR 00936-2159
Rg Premier Bank Po Box 2510 Guaynabo, PR 00970-2510	SCOTIABANK PO BOX 362649 SAN JUAN, PR 00936-2649	SCOTIABANK DE PUERTO RICO CARDONA-JIMENEZ LAW OFFICE, PSC P.O. BOX 9023593 SAN JUAN, PR 00902-3593
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MONSITA LECAROS ARRIBAS OFFICE OF THE US TRUSTEE (UST) OCHOA BUILDING 500 TANCA STREET SUITE 301 SAN JUAN, PR 00901-1938	ROLANDO A ALBARRACIN PO BOX 5297 CAGUAS, PR 00726-5297	ZULMA GOMEZ RIVERA PO BOX 5297 CAGUAS, PR 00726-5297

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)First Leasing & Rental Corporation

(d)eCAST Settlement Corporation
POB 29262
New York NY 10087-9262

End of Label Matrix	
Mailable recipients	26
Bypassed recipients	2
Total	28